IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.18587 of 1995

Between:

Suraj Trading Company, Cotton Commission Agent,

Adilabad rep. by Partner M.A.Saleem, S/o. M.A.Samad
R/o.Adilabad.

..... PETITIONER

AND

1 The State of Andhra Pradesh, rep. by its Secretary to

Government, Agriculture and Cooperation (Mktg.I)

Department, Secretariat, Hyderabad.
2 Director of Marketing, Govt. of A.P., BRKR Buildings,
Tank Bund Road, Hyderabad.
3 The Agricultural Market Committee, rep. by its

Secretary/Person-in-charge, Adilabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction preferably in the nature of Writ of Mandamus declaring the G.O.Ms.No.190, Agriculture and Cooperation (Mktg.I) Dept., dated 06-04-1994 imposing condition on the Commission Agent to deposit a sum of Rs.20,000/- as Security Deposit by the 1st Respondent herein as arbitrary, illegal and violative of Article 14 of the Constitution of India.

Counsel for the Petitioner: MR.G.PRAMOD KUMAR

Counsel for the Respondent Nos.1 and 2: GP for Food and Agriculture.

Counsel for the Respondent No.3: Smt. Nanda Ramachandra Rao (SC FOR AGRICULTURAL MARKETING)

The Court made the following :

ORDER:

Both the learned counsel for the petitioner and learned Standing Counsel for the respondents-Market Committee submitted that the present petition is squarely covered by the decision of this Court in "BHAVANI COMMISSION AND GENERAL MERCHANT v. STATE OF A.P."[1]

Following the same, the present writ petition is disposed of in terms of the judgment of this Court in W.P.No.9066 of 1994, dated 18.03.1996. No costs.

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(N.V. RAMANA, J)

Dated 21.09.2004

Nsr

To

1 The Secretary to Government, Agriculture and Cooperation

(Mktg.I) Department, Secretariat, State of Andhra Pradesh,

Hyderabad.

2 The Director of Marketing, Govt. of A.P., BRKR Buildings,
Tank Bund Road, Hyderabad.

3 The Secretary/Person-in-charge, Agricultural Market

Committee, Adilabad.